**THE HONOURABLE SRI JUSTICE N.V.RAMANA**

**Writ Petition No.8599 of 2006**

**Dated:26th April, 2006**

**Between:**

P.M.Krishna.

**…..PETITIONER**

**AND**

Andhra Pradesh State Road Transport

Corporation, Vijayawada Region,

Vijayawada rep by its Regional Manager

& another.

**….RESPONDENTS**

**THE HONOURABLE SRI JUSTICE**

**N.V.RAMANA**

**W.P.No.8599 of 2006**

**ORDER:**

This writ petition is filed to declare the proceedings No.Steno/95 (2)/06-NZD, dated 18-4-2006, placing the petitioner under suspension, as illegal and without appreciation of the facts, and consequently to set aside the same.

The petitioner who is a Conductor in the Corporation was suspended on the allegation that he unauthorisedly possessed ticked Block No.031-88000 of Rs.70/- denomination while performing duty on route Nuzvid-Tirupathi on 23/24-2-2006.

The learned counsel for the petitioner vehemently submitted that charge leveled against the petitioner is vague and there is no *prima facie* evidence to come to a conclusion that the petitioner has committed the said irregularity and to initiate proceedings. Learned counsel for the petitioner further submitted that there is no misconduct on the part of the petitioner and it is a mistake committed by the Assistant Depot Clerk in furnishing the block of Rs.70/- denomination No.034-088000, and the impugned proceedings issued suspending the petitioner, is arbitrary and illegal and prayed that the said proceedings be set aside.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents.

Admittedly, the impugned suspension order is dated
18-4-2006, and only two weeks have passed from the date of its passing. Even assuming that the Assistant Depot Clerk who is the sole witness supports the statement of the petitioner, yet whether the irregularities leveled against the petitioner can be sustained or not, can only be decided after a full fledged enquiry. At this stage, the learned counsel for the petitioner submitted that since the petitioner has been placed under suspension for no fault of his, he may be permitted to make an application to the respondents for consideration of his case for revocation of the order of suspension. The petitioner is at liberty to make such an application, and if any such application is filed, the respondents shall consider the same and pass appropriate orders.

With the observations as above, the writ petition is disposed of. No costs.

_____

**(N.V. RAMANA, J.)**

**Date:26th April, 2006.**

GRK

**THE HONOURABLE SRI JUSTICE N.V.RAMANA**

**W.P.No.8599 of 2006**

**Dated:26th April, 2006**